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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,862	04/16/2004	Hofgen	HUBR-1262-US (10404745)

24972
 FULBRIGHT & JAWORSKI, LLP
 666 FIFTH AVE
 NEW YORK, NY 10103-3198



CONFIRMATION NO. 8190

FORMALITIES LETTER



OC000000013083138

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

08/03/2004 MAHME1 00000047 10825862

01 FC:1001

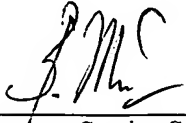
770.00 OP

02 FC:1051

130.00 OP

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

A handwritten signature in dark ink, appearing to be 'JMS', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



HUBR 1262-US (10404745)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Hofgen, et al.
Serial No. 10/825,862
Filed April 16, 2004
For 4-,6- OR 7-HYDROINDOLES WITH N-OXIDE GROUPS
AND THE USE THEREOF AS THERAPEUTIC AGENTS

July 29, 2004

This is to certify that this correspondence is being sent by First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Va. 22313-1450 on the date shown below

Eileen Sheffield Date 7/29/04

Commissioner for Patents
P.O. Box 1450
Alexandria, Va. 22313-1450

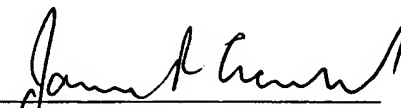
RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

Responsive to the Notice to File Missing Parts of Application mailed June 28, 2004 (copy enclosed), applicants submit herewith the executed declaration. Also enclosed is a check for \$900.00. The Commissioner is hereby authorized to charge any deficiency in the fees filed to our Deposit Account No. 50-0624, under Order No. NY-HUBR 1262-US.

Respectfully submitted

FULBRIGHT & JAWORSKI L.L.P.

By 
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